

In the Matter of:

CITY OF COLUMBIA CITIZENS POLICE REVIEW BOARD

TRANSCRIPT OF PROCEEDINGS

July 08, 2020



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CITY OF COLUMBIA
CITIZENS POLICE REVIEW BOARD

Transcript of Proceedings

July 8, 2020, 6:00 p.m.
City Hall, Council Chambers
Columbia, Missouri

Lisa M. Banks, CVR, CCR No. 1081
TIGER COURT REPORTING, LLC

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BOARD MEMBERS PRESENT:

- Andrew Fisher, Chair
- Darryl Smith
- Catherine Grover
- Travis Pringle
- Carley Gomez
- Cornellia Williams

ALSO PRESENT:

- Rose Wibbenmeyer, Assistant City Counselor

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1 MR. FISHER: All right. It is six o'clock, so
2 I'll call to order the July meeting of the Citizens Police
3 Review Board where we are here to work the bridge the gap
4 between law enforcement and the community to help increase trust
5 and accountability. With no introductions, we'll move on to the
6 approval of the agenda. Is there a motion to approve the
7 agenda?

8 MR. PRINGLE: So moved.

9 MR. FISHER: All right. Is there a second?

10 MS. GROVER: Second.

11 MR. PRINGLE: Travis Pringle moves to approve
12 the agenda.

13 MS. GROVER: Catherine Grover seconds.

14 MR. FISHER: All right. And we will do a roll
15 call vote on this. Fisher, yes. Grover?

16 MS. GROVER: Yes.

17 MR. FISHER: Pringle?

18 MR. PRINGLE: Yes.

19 MR. FISHER: Smith?

20 MR. SMITH: Yes.

21 MR. FISHER: Williams?

22 MS. WILLIAMS: Yes.

23 MR. FISHER: Gomez?

24 MS. GOMEZ: Yes.

25 MR. FISHER: All right. We are approved of our

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1 agenda. We've got Item Number 4, Special Items. The chief of
2 police was supposed be here today, but I don't see him yet, so
3 we will move on and if he shows up, we'll stop there.

4 So we're moving on to the approval of the
5 minutes. Everyone received the draft March 11th meeting
6 minutes?

7 MS. GOMEZ: Yes.

8 MR. FISHER: Any additions? Completions?
9 Motion to approve.

10 MR. SMITH: Smith moves.

11 MR. FISHER: And a second?

12 MS. GOMEZ: Carley seconds.

13 MR. PRINGLE: Pringle seconds.

14 MR. FISHER: Okay. All right. We'll go down
15 the roll again. Fisher. I'm going to abstain. I was not
16 there. Grover?

17 MS. GROVER: Yep.

18 MR. FISHER: Pringle?

19 MR. PRINGLE: Yes.

20 MR. FISHER: Smith?

21 MR. SMITH: Yes.

22 MR. FISHER: Williams?

23 MS. WILLIAMS: Yes.

24 MR. FISHER: Gomez?

25 MS. GOMEZ: Yes.

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1 MR. FISHER: All right. Those are approved.
2 The draft June 10th, 2020 close minute meetings -- meeting
3 minutes. Is there a motion to approve?

4 MR. SMITH: So moved by Smith.

5 MS. GROVER: Second Grover.

6 MR. FISHER: All right. So all of those in
7 favor indicate by aye. We'll go with Fisher, yes. Grover?

8 MS. GROVER: Yes.

9 MR. FISHER: Pringle?

10 MR. PRINGLE: Yes.

11 MR. FISHER: Smith?

12 MR. SMITH: Yes.

13 MR. FISHER: Williams?

14 MS. WILLIAMS: Yes.

15 MR. FISHER: Gomez?

16 MS. GOMEZ: Yes.

17 MR. FISHER: Okay. Chief, we skipped your spot
18 but if you're willing to come forward we'll proceed with that
19 part. A couple of new members maybe -- we just explain. We've
20 got to meet with the chief of police twice a year and this is
21 one of those where usually come up and give us some updates from
22 the last time that we so saw you and then we ask some questions.

23 CHIEF JONES: How are you all?

24 MR. FISHER: Good.

25 MR. SMITH: How are you, Chief?

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1 CHIEF JONES: Wow, since we've spoken last
2 there's been a lot of change. We are still struggling with open
3 meetings. We're getting ready to do another policy meeting,
4 which we've talked about in the last go around. Getting our
5 policies reviewed, I am hopeful that the public interested
6 parties meeting that we have for those will be more active now
7 that people seem to be more active. Not seem to be, are more
8 active and paying attention to what policy is and how we
9 operate.

10 I think there is a lot of room for growth in
11 communication, which we've talked about. So there's some
12 changes coming with how we communicate internally and
13 externally. One of the things I learned through protest is a
14 lot of the things that people are demonstrating against or
15 asking us to do we already do. We have it in policy and in
16 practice. So that is a failure on our part not to communicate
17 that better and to find ways to communicate that. Not that
18 there's not room for growth because there is, which is try we
19 try to get those policies out there like that.

20 It has been disappointing to me in a way not to
21 have that message out there predemonstration so that the focus
22 can be in the areas where people feel more passionate and can
23 focus on areas that truly are a place where we can change. And
24 if we've already changed, it is kind of spinning wheels in my
25 opinion. So the message is good. People are participatory,

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1 which is exciting.

2 A lot of the changes that we have talked about
3 in the past seem to be -- seem to have more some support and
4 there's more motivation behind them from others. I appreciate
5 that people are active and getting their message out because I
6 think that it's a good -- it gives us all good traction to get
7 things done.

8 Communications part, I've asked for and been
9 granted -- it has to go through budget process still, but a
10 person to oversee communications for the police department and
11 outreach. Not to do the outreach, but to help coordinate those
12 outreach efforts so that they are clearly communicated.
13 Hopefully we have more participation and it's more coordinated.
14 So I am looking forward to that.

15 What questions do you have?

16 MS. WILLIAMS: You know I always do. Okay. so
17 the first question is, what trainings is CPD doing in foot
18 pursuit?

19 CHIEF JONES: It's limited.

20 MS. WILLIAMS: Why?

21 CHIEF JONES: It is so individualized for each
22 foot pursuit. We can look at it. That is probably a good
23 recommendation. But that's a really --

24 MS. WILLIAMS: Because it seems to be a national
25 thing. There's limited training in a lot of police forces, law

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1 enforcement, when it comes to foot pursuit. And I know this is
2 an extreme comparison, but military does it, FBI does it. I
3 mean, all of these places -- agencies do it. I just don't
4 understand how law enforcement that is -- their job is to
5 protect. You even protect when you're in a foot pursuit. And a
6 lot of stuff is happening that's on the news doing the foot
7 pursuits. I really feel that there needs to be more training
8 because we're dealing with a lot of adrenaline, emotions. You
9 know, a lot of things are kicking in during that time and I
10 really feel that officers need to be trained how to handle those
11 emotions that are going during that time.

12 CHIEF JONES: So will the Board as a body make a
13 recommendation on what they would like to see for foot pursuit
14 training and what the intended outcome is from that? Because
15 I --

16 MS. WILLIAMS: I say yes, but you got to -- I
17 can't speak for the --

18 CHIEF JONES: Well, I'm just asking because
19 we're having this conversation that may be something the Board
20 does. Yeah, We can look at it for sure.

21 MS. WILLIAMS: So then my next question is, I
22 hear a lot of the citizens saying that they want social workers
23 and other agencies like that on the Board. I'm speaking of a
24 particular situation that happened with someone that was
25 downtown and it seemed like there should've been some kind of

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1 different kind of crisis intervention with someone who has
2 mental illness. So is there funding for that to fill those
3 positions that when you have certain situations you can call in
4 someone who has more experience in dealing with someone who is
5 having a mental breakdown. Because I watched a man today who
6 had been arrested for wielding swords not too long ago. I saw
7 him today walking down the street screaming and yelling. You
8 know, he opted out not to have his sword anymore because I don't
9 know if they had been taken from him, but now has a really big
10 stick.

11 It seems like to me that -- what I would hate to
12 see is that a company calls the police. Then here comes a whole
13 bunch of police knowing that this young man has a lot of mental
14 health issues. It seems like to me that there should be some
15 kind of agency outside of CPD that also shows up to help deal
16 with that situation.

17 CHIEF JONES: A couple of key points. One, our
18 officers, the vast majority of them are CIT trained. So they
19 are trained in de-escalation. They are trained in recognizing
20 mental health illness issues, mental illness in trying to
21 de-escalate, mitigate, and refer. But there are a few issues
22 that come with that. One, is we don't have -- currently we
23 don't have any code response unit with social workers. I have
24 been working with others including the health department for,
25 I'd say, three years or more trying to get social workers that

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1 can co-respond with us.

2 MS. WILLIAMS: So what's the hold up?

3 CHIEF JONES: So let me get to that. Funding is
4 always an issue. One of the issues. A bigger part that is
5 missing is that once you have the social workers in place, if
6 you don't have the infrastructure in the healthcare system to
7 deal with those referrals, the people who are in crisis still
8 have to wait. So police are still getting dispatched through
9 the 911 call to deal with life-threatening emergencies before
10 social workers can even come in. You know, even if we're
11 evacuating other people or trying to negotiate or do those
12 things, there's still a police response because we're getting
13 called multiple times for the same people.

14 So -- so it's not just having the social worker
15 that needs funding, you also need to look at funding for the
16 infrastructure, the different providers that deal with the
17 myriad of different issues that come under the umbrella of
18 mental health.

19 MS. WILLIAMS: Because we're resource happy here
20 in Columbia.

21 CHIEF JONES: We are, but it's still hard to get
22 in if you don't have insurance. And we run into that because
23 since the community outreach started, we had started referring
24 people and really had some success in getting people with
25 caseworkers. But even the caseworkers for the private industry

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1 will tell you it's very difficult to get people in unless
2 they're paying. So that is one of the breakdowns in the system.
3 As the police, I don't have any real control over that. I see
4 that as an issue.

5 We wanted case management in the police
6 department and we used a grant fund through Burrell to get a
7 community mental health liaison that works directly with law
8 enforcement. We had one and she had -- don't quote me -- but
9 multiple counties like nine counties or something. And in
10 Columbia where, you know, we have mental health facilities, so a
11 lot of people get dropped off here then then they become our
12 residents. We have a pretty large population that need
13 services.

14 So we had asked for and received through Burrell
15 to have a community mental health liaison in addition to that
16 other one who works about 80 percent of her time in Boone
17 County. So that resource is there. Still will have the
18 infrastructure issue. I know that the City is looking at -- and
19 I don't want to speak for the city management's office on this,
20 but I know that they are looking at a co-response model and how
21 to fund that. They'll talk about that in the budget process as
22 to how they would do that if they're going to do it.

23 So those conversations have been happening for
24 some time. I think that they have some traction now, which is
25 one of the things I was alluding to when I talked about that

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1 earlier about how they're some tractions for some things that
2 we've been working on for some time.

3 MS. WILLIAMS: Okay. And then my last question
4 is, you said about the community outreach. Do you have some
5 areas that you are focusing on; and if so, what are those areas?

6 CHIEF JONES: The City initially had three areas
7 that we focused on with the Community Outreach Unit. We had
8 central/north, which is Bodie/Currituck area. And then we had
9 east, which was Rice Road. We added a fourth at one point,
10 which is Whitegate/Quail area. That was based on data --
11 hundreds of data points, free and reduced lunches, how we were
12 using --

13 MS. WILLIAMS: So the Quail area is no longer a
14 part of it?

15 CHIEF JONES: I'm sorry?

16 MS. WILLIAMS: The Quail area is no longer a
17 part of it?

18 CHIEF JONES: I need to evaluate how many people
19 I am going to be able to staff those areas with. So I'm
20 bringing back COU in its old form. We had them as a training
21 unit floating around. I think we would be better served to put
22 them back in the neighborhoods, so we are going to. I'm not
23 sure that we're going to have --

24 MS. WILLIAMS: In substations or just
25 patrolling?

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1 CHIEF JONES: No. No. I don't want them in a
2 building. I want them out making contact with people. I don't
3 know if you've seen the staffing model that we presented to
4 counsel back in December, but the City is divided into eight
5 beats. And for dispatch purposes, each one of those beats is
6 subdivided, so there's actually 16 geographical areas that are
7 defined for dispatch already that are based on call volume and
8 workload, things like that.

9 The goal is to start pulling in -- as we get
10 officers, pull them in two at a time and putting them in those
11 16 beats and reducing the size of what I call our base shifts,
12 which is what we're operating off of now, so that the cops are
13 actually in the neighborhoods. But we have to define the
14 neighborhood size and what that's going to look like. We're in
15 discussions about that now. It might not be the exact
16 boundaries of the first three areas, but it will probably be
17 similar.

18 MS. WILLIAMS: I'll give you the floor.

19 MS. GOMEZ: I have a few questions about the
20 traffic stop numbers and how that information is broken down.
21 There's some information that I think could further assist us in
22 understanding what's happening with those numbers and I was
23 wondering if it's possible to get more nuanced breakdowns of
24 these numbers. So in terms of the reports by beat location
25 rather than just highway and street location; the number of cops

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1 assigned to each beat; and then further breakdowns of what the
2 stops include, like what equipment breakdowns, the specific
3 numbers of each type, the license breakdowns, the drug charges
4 breakdowns that we can really dig in and analyze what's
5 happening.

6 CHIEF JONES: Some of it data would be available
7 now. Some of it we would have to change our system.

8 MS. GOMEZ: Okay.

9 CHIEF JONES: Frankly, our RMS system is subpar
10 and Rose will tell you I'm frustrated with our vendor. I think
11 at some point it would be good for that Vehicle Stops Community
12 to have a conversation with this board as to what they are doing
13 and what they are trying to collect. In addition to that, I'm
14 probably going to ask the University for some help in doing a
15 third-party study of the variables that officers act upon when
16 they make traffic stops. I don't know if they'll be receptive
17 to that or not. I'm not trying to call them out publicly, but
18 you know me, if you ask, I'll tell you.

19 I think that it's important that we look at more
20 of that information not just from a data standpoint, but from an
21 application standpoint so that we can get a better idea of what
22 we can adjust through training and policy because we don't
23 control all of the variables, but we can control some of it.

24 MS. GOMEZ: Right.

25 CHIEF JONES: Our disparity numbers are high. I

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1 believe that it's from pretext and investigative stops. So if
2 we can focus on those areas, I think will have better success in
3 that that committee has through their process gotten to that
4 conclusion. They just -- because of COVID they are three months
5 behind in making a recommendation that was supposed to come last
6 month.

7 MS. GOMEZ: Okay.

8 CHIEF JONES: The answer is yes and no. We need
9 to figure out what we are capable of. I don't know the
10 capability of our system because quite frankly it's been a
11 struggle, but we might be able to collect more. We'll have to
12 see what that looks like.

13 MS. GOMEZ: Okay. Great. Because I think we
14 could do more in terms of recommendations and helping the
15 community if we get a further breakdown of a lot of those
16 numbers.

17 CHIEF JONES: I agree with you.

18 MR. SMITH: Did you propose some changes with
19 regard to pretextual stops?

20 CHIEF JONES: Yes, so when COVID hit I ordered
21 officers not to make traffic stops unless they were hazardous
22 moving violations and/or if it was someone that have articulable
23 intelligence is a threat to the community. So we have a very
24 few number of people that we know are shooters in the community.
25 We have approving cases, we're investigating them. We have

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1 verified intelligence that they are involved in certain
2 activity. If those people have a taillight out and they are
3 shooters, they're going to get stopped. If they're committing a
4 hazardous moving violation, they will get stopped.

5 What I didn't want to do -- and I'm talking
6 about COVID -- and I will talk about what we're doing now. What
7 I didn't want to do is expose members of the public or the
8 police for infractions like registration, nonhazardous equipment
9 violations. When I say nonhazardous, they're all -- not having
10 a taillight is hazardous, but is not as much liability as
11 someone going 90 miles an hour down Broadway. So I limited that
12 by special order, which is not a policy, but it's a stopgap
13 while we evaluate policy.

14 With COVID peeking and the committee not getting
15 the recommendations as fast as I would like, I felt it was
16 important that we continue that out because I think it serves a
17 dual purpose. The same as what we were dealing with COVID, but
18 it also limits the number of stops that we make outside of
19 hazardous violations and it gives us a data subset that's six
20 months long instead of three months. We may extend it passed
21 that depending on what crime looks like and feedback I get back
22 from the community as to the impact on that general order. So
23 that's where we're at right now.

24 MR. SMITH: All right. Any preliminary data or
25 any differences, can you tell, with regard to crime and stops?

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1 CHIEF JONES: It is too soon to tell. We --
2 last year, as you know, I did away with saturation patrols. As,
3 you know, Mike Hestir says we're fishing with the spear instead
4 of a net. We know the people that we need to target as far as
5 far as investigative stops. I think that that's an important
6 tactic that we take. I think that that is less impactful
7 especially to minority communities when we're out there focusing
8 on the people doing the crime and not adversely impacting others
9 who happen to live by circumstance or for some other reason in a
10 neighborhood where those people tend to do crime or do other
11 things.

12 I think that this will have an impact on the
13 number for our disparities. But I can't be sure, first; and
14 second, I'm not as focused on the number as I am being fair in
15 how we police and making sure that we are addressing crime in a
16 fair and equitable way. So the number is less important to me
17 than the outcome, if that makes sense.

18 MR. SMITH: How's COVID affecting officers? Is
19 it affecting officers currently and, you know, how are they
20 policing as a result?

21 CHIEF JONES: We have a sanitation plan.
22 Officers are expected to wipe down their cars before and after
23 each shift. So each take a portion of the building that we
24 clean including me. They're supposed to be wearing masks. With
25 the protests I made -- it was a judgment call on my part and it

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1 may have been the wrong call, but I gave them the option as to
2 whether to wear a mask. And personally, that decision came from
3 my trip when we went to Memphis at the Civil Rights Museum. A
4 lot of the officers that were involved in the activities back in
5 those days were covering their face. I thought it was important
6 that the people who are demonstrating knew that we were there to
7 support them and their constitutional right to demonstrate and
8 that we weren't hiding behind the mask. So that was a judgment
9 call on my part. It may have been the wrong one as far as the
10 pandemic is concerned. And the health director may disagree
11 with me, but that was my choice.

12 MR. SMITH: Have you seen officers come down
13 with COVID?

14 CHIEF JONES: I have not, yet. I anticipate
15 that that will occur. If that does occur, we have staffing
16 plans in place that will change how we staff the police
17 department.

18 MR. PRINGLE: I've got a question.

19 MR. SMITH: One thing -- go ahead.

20 MR. PRINGLE: I've got a few questions.

21 MR. SMITH: One thing that I did notice when the
22 protesters -- I did not see officers heavily armored. You know,
23 standard uniforms, which is -- seems to be -- have gone against
24 what we have seen in other cities. Could you describe the
25 choice to do that? I think it was a great choice. I think it

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1 was the proper choice, but it was a choice that we don't see a
2 lot.

3 CHIEF JONES: Well, I think it goes back to
4 where we stand. You know, a lot of things happen nationally --
5 and please don't misinterpret this -- we've got room to improve,
6 but we do stand in a position in this community not just as
7 police but as a community where we can have conversations about
8 really difficult things without them turning violent. And the
9 organizers of the protest, the protesters themselves, were
10 fantastic. There wasn't a lot of concern about activity from
11 the people demonstrating and trying to get the message out. It
12 was more about people that came in with the intent to disrupt
13 those and to cause riots and those kinds of things. So we
14 focused on those people that came in -- a lot of them from
15 outside, a few from in town who were there just solely to
16 disrupt those protests. So the protests themselves were
17 peaceful.

18 We had police officers on-duty and off-duty
19 participating in the protests. So it wasn't -- that really
20 wasn't the concern, so there was really no need to escalate
21 force in something where nobody exhibited any need to escalate
22 force first.

23 Second, I think it sends a strong message that
24 we are a leader in this community, not just with the way that we
25 manage those types of instants, but that when the State is

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1 calling me daily and offering the National Guard and I can say
2 with confidence each day I don't need or want the National
3 Guard. That says something about the community here and how
4 people organized those demonstrations. So the short answer is
5 we didn't have the need.

6 MS. WILLIAMS: I think the tone was set the
7 first time when some officers came out on the first riot and
8 kneeled with the protesters. I think that that set the tone to
9 let everybody know we want this to be peaceful. And I watched
10 it, you know, Facebook live, and I commend CPD for coming out
11 and setting that tone.

12 CHIEF JONES: Well, that speaks to the officers
13 and again people who are organizing those protests, set that
14 tone to where that was even an option.

15 MS. WILLIAMS: Exactly.

16 MR. PRINGLE: I'm going back to the beginning or
17 your talk about the communications because it was at our meeting
18 last month where, you know -- especially with the letter drive
19 and the -- was still going on how -- I'm pretty sure all eight
20 of those are already in the Columbia police policy manual.

21 CHIEF JONES: In some form. We meet six of
22 them. Two of them I don't think are operationally feasible.

23 MR. PRINGLE: And just kind of really we came
24 out to talk and letting people know about the policy manual,
25 where they can find it, where they can review it. You talked

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1 about the communication coordinator that you want to hire, but
2 what are we doing right about getting people to those policy
3 meeting? Are we doing any kind of advertising besides the City
4 calendar or just how are we getting the word out about those
5 meetings?

6 CHIEF JONES: The person I am looking at for
7 that position who has helped with other coordination in the past
8 has stepped up and offered to do that work. They currently work
9 for the City, so that work is being done by them already in the
10 stopgap until that position is approved or not. So that would
11 be a good question for her. Social media is part of it. Part
12 of it is trying to reach out and -- individually. And that's
13 probably not the most effective method. That's my method
14 because I like face-to-face contact with people. COVID is
15 really harmful to my communication style, but social media isn't
16 the only thing that we can do, being on the city's website. We
17 have posted there before. I just don't know how effective it is
18 and I need help with that. So we'll be looking at it. I don't
19 know the answer for now. We're -- I'm actively, every day,
20 asking to get that message out. I'm going to let people who are
21 trained to do that, do that and do it better than I have.

22 MR. PRINGLE: I have been to a handful of those
23 meetings and really with out Rose I would never know when
24 they're happening or where they're at. I did see a lot of
25 people who were encouraged knowing those meets were going on and

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1 as many people as we can get the word out to, I think that would
2 be a positive thing. We actually have one person speak last
3 month who went back to a policy that we already reviewed and I
4 think was on the verge of approval. It had to do with use of
5 force. Now that more citizens are aware of these meetings and
6 how they can contribute, has there been talk in the department
7 about going backwards and maybe and enough citizens say, hey, we
8 want to look at this, actually reviewing something that's
9 already been approved?

10 CHIEF JONES: Yeah. I mean, we're always open
11 to improving. It's usually a contact and a meeting or even, you
12 know, sometimes when I have coffee with someone or lunch or
13 someone else does and they come back and say, we really need to
14 look at this. The foot pursuit thing in full disclosure, Scott
15 Alpers came to me this afternoon and said, hey, you know, we
16 have a policy as to what foot pursuits entail, but we don't
17 train and I'm not sure how to do that. I said, I don't either,
18 but we can look at it. That was before I knew it came from the
19 CPRB, but that's a valid point. So when people bring those
20 things to us, it's not that we blow them off.

21 The other part to that that we've started since
22 we've talked, I think, that may have been before we talked -- we
23 have policy, IA, and training, the leads of those three units
24 that speak every couple of weeks. It's not about specific
25 topics always. It might be a squad of officers that has a

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1 higher use of force rate than the rest, or they're seeing
2 someone who maybe not be -- maybe they're not violating policy,
3 but they are not talking to someone the right way.

4 MS. WILLIAMS: I had that happen yesterday.

5 CHIEF JONES: Or --

6 MS. WILLIAMS: I encountered an officer that was
7 extremely rude.

8 CHIEF JONES: We'll talk about that.

9 MS. WILLIAMS: I said, I told him, I said, Well,
10 that was rude and I called him on it.

11 CHIEF JONES: What did he say?

12 MS. WILLIAMS: He ended up apologizing, but I
13 believe he ended up apologizing because another officer heard me
14 say, Well, that was rude. Because I asked him a question about
15 why they were in our facility because that is my job to ask that
16 question. He was extremely rude and I made that statement out
17 loud, Well, that was rude. And then I walked off and another
18 officer heard me say something. And so he said, Ma'am, I can
19 answer that question. But I liked that the second officer did a
20 little training for the first officer. Too bad it had to be
21 that way.

22 CHIEF JONES: Sure. I will tell you that we are
23 -- we're going to fall short sometimes, but the expectation, not
24 just in use of force, but also in delivering good customer
25 service is that when you see someone that is falling short, and

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1 maybe it's an officer having a bad day. Maybe -- and I'm not
2 saying in this instance, but maybe an officer gets his buttons
3 pushed or her buttons pushed and they had enough and they say
4 something that's inappropriate or they're getting ready to and
5 another officer can see that it's building to that. We've all
6 had interactions where we've seen that it's going to south. The
7 officers have been told repeatedly, not just in training but by
8 me in shift meeting, if you see an officer going down that path
9 then try to intervene on their behalf.

10 MS. WILLIAMS: That is exactly what happened.

11 CHIEF JONES: So I'm glad to hear that -- I'm
12 sorry to hear the first part happened, but I'm glad to hear that
13 someone stepped up. And it's important.

14 MS. WILLIAMS: The second officer stepped up
15 immediately.

16 CHIEF JONES: Good.

17 MR. PRINGLE: There was -- back to the
18 communication coordinator again too, there was -- there was an
19 officer earlier -- like during the protest who he was constantly
20 tweeting about what was going on. I can't remember what his
21 name was. I think he was a lieutenant.

22 CHIEF JONES: Hestir.

23 MR. PRINGLE: Yeah. Has there been any talk
24 about this coordinator also like -- I mean, I thought that was
25 very helpful and informative as they were kind of talk-- as

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1 Lt. Hestir was letting people know where the protesters were at,
2 where they were going. And also, every now and then, he just
3 kind of tweeted about the force in general, and just kind of
4 stuff to go look at to help them educate themselves on what the
5 force does. Has there -- I haven't seen him really tweeting
6 lately. Is there anyone kind of like filling in that gap to
7 keep that information flowing?

8 CHIEF JONES: That is a discussion that we are
9 having. That is a double edge sword as you know. There's been
10 a lot of conversation about people putting stuff out in social
11 media. I'm the first to tell you I'm not a social media person.
12 I have accounts so that I can look at my kids, but I don't -- I
13 don't communicate that way. Lieutenant Hestir when he was a
14 sergeant of the Community Outreach Unit was authorized to tweet
15 and to put things on other social media platforms as the head of
16 the Community Outreach Unit. He worked for me at the time. I
17 was a lieutenant at the time. He's kept that account. He's
18 authorized to do that. Not everybody is.

19 We have public information officers that we've
20 had that very conversation within the last couple of weeks about
21 how we are going to improve our social media communications and
22 that is a bigger discussion through the City as to how we are
23 going to do that. Obviously when you have other entities,
24 private and in their professional role, putting things on social
25 media, it can become problematic and the First Amendment does,

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1 in some ways, protect speech that I am not comfortable with
2 coming from officers, but I have no constitutional authority to
3 act upon it. So I have to be very careful on how I approach
4 that. We are. We're looking at. I don't know what it's going
5 to look like after she makes a recommendation on how we'll
6 proceed with social media, whether we'll have select people with
7 accounts or just our public information officers. I don't know
8 what that's going to look like yet.

9 MS. WILLIAMS: I can tell you this, Chief, that
10 if you want to change your business, I'm going to leave with
11 this, it's an acronym. You gotta use FITS, F-I-T, in order to
12 make your business grow. And if you want to change people's
13 opinion of the CPD use FITS; Facebook, Instagram, Twitter,
14 because you can reach every age group in all three of those.

15 CHIEF JONES: We're looking at it. I promise.
16 I'm just not the guy to look at it, that's why I got people for
17 that.

18 MR. PRINGLE: Yeah, but that online avenue,
19 especially when you open up the DM that just says message me if
20 you have any question about what is was going on. I thought
21 that was a very forward-thinking idea on behalf of the force and
22 I hope that you guys do really take a serious look at and
23 hopefully keep that going. I was happy with seeing how that
24 worked out.

25 My last question about communications had to do

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1 -- so when you're talking about budgeting for the new position,
2 because of COVID, I mean, we're going to see budget shortfalls
3 everywhere. Have we identified, like, does something have to be
4 cut to go ahead and fill this position?

5 CHIEF JONES: Right. And we've cut some things.
6 Until a budget's finalized, I don't want to say what I've
7 recommended or what they have taken. Honestly, I don't what
8 they have taken or what they're going to approve. I am pretty
9 confident that that position will survive the budget process
10 just out of necessity. I am not sure what the justification
11 will be, where it will be taken from, or how they will fund it.

12 I'll tell you last year -- in last year's
13 numbers, so this year's money, I cut about a million dollars out
14 of our budget and not because of demonstrations. It was
15 pre-demonstration days. It was just purely out of trying to be
16 fiscally responsible in light of COVID and what our revenues as
17 a city would be.

18 So we have made cuts. I just don't know where
19 they're -- we made proposed cuts. I don't know where they're
20 going to take this from, and that's above my head. It's a
21 decision they'll make on their own.

22 MR. SMITH: With the budget being tightened, how
23 do you determine what cases get what resources? You know we
24 look at the Elledge case and it seems like there's a lot of
25 resources going to that one investigation. And we have other

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1 cases that might be open. How do you determine this case is
2 going to get that amount of resources versus other cases in the
3 city?

4 CHIEF JONES: Well, there's a lot involved with
5 Elledge that I'm not willing to discuss here, now that that's
6 still going. Part of it is based on the probability of success.
7 Part of it is joint funding opportunities both publicly funded
8 and privately funded. So our costs in that one specifically
9 were reduced significantly and the stakes are high. You know,
10 not -- I knew went into that venture much like Megan Shultz, I
11 was criticized for looking for Megan in the landfill, that there
12 was a good chance that we wouldn't find Megan. There's a good
13 chance that we won't Mengqi, but as a public servant who has
14 sworn to uphold the law and believing that someone has murdered
15 someone else and believing that the evidence is there, when the
16 only obstacle is how to retrieve a body, that helps me make a
17 decision as to whether it's appropriate, so -- there are budget
18 implications. Luckily, we had some people willing to partner
19 with us on that.

20 But we -- every day we're trying to move money
21 to make sure that our investigations are running smoothly, that
22 we're managing overtime, which you can imagine the overtime in
23 trying to protect demonstrators and bringing in people when --
24 you know, we're putting people on leave to be tested, you know,
25 their family or someone that comes in contact within the

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1 community that we end up quarantining people so that creates
2 overtime for others. Those types of things. We have to manage
3 that everyday and I have a person that manages the budget and is
4 -- without her I think I would be lost. She's pretty awesome.
5 But the decisions come down to really what's ethical, what's
6 moral, what's possible and how I can balance that with the rest
7 of what we're responsible for and I think we've done that well
8 so far. But any variable could change and we could stop
9 investigating one thing to investigate another. It just depends
10 on where the priority lies.

11 MS. WILLIAMS: Okay. How much of your money is
12 grant-funded?

13 CHIEF JONES: I don't have an answer for that.
14 We have several grants, but it's not a majority.

15 MR. SMITH: Compared to the past few years,
16 where are we with regard to violent crime? Are the numbers
17 about the same? Are they higher this year?

18 CHIEF JONES: Last year was higher. This year
19 has not been as high as last year. Part of the difficulty in
20 answering that question is we have changed the system in how we
21 report. We are in two different federal systems now. We just
22 abandoned the last one, which was UCR, and we went to DIVERS,
23 which is a different type of reporting so there's always a
24 variation in that. I would have to look at the numbers and I
25 can get back to you if you want.

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1 MR. FISHER: Anything else? All right. Thank
2 you for entertaining our questions.

3 MS. WILLIAMS: Thank you. Thank you, Chief.

4 MR. FISHER: Are other people coming up to
5 speak?

6 MS. WILLIAMS: If we're lucky. Thank you for
7 wiping that off.

8 MR. FISHER: All right. We'll move on to the
9 next item on the agenda, which is Reports, Positive Connections
10 and Ride-alongs. I don't think we're doing any ride-alongs
11 right now. Any positive connections? We haven't had new
12 recruits in a while.

13 MR. PRINGLE: I stopped by the Race Matters
14 Friends sign giveaway on Monday outside City Hall before the
15 Council meeting. I talked with them for a minute and it was a
16 pretty solid little time with them. I wasn't there for too long
17 just because of this, but was catching up with them.

18 MR. FISHER: Anything else? All right. We will
19 move on to Old Business. In terms of outreach, I think it might
20 just be better -- there's not much I have if anyone has
21 anything, we can just talk about it with the final item, the
22 meetings, if that's all right.

23 We'll move on to the update on Use of Restraint
24 Recommendation Status. I believe we are waiting on members that
25 are here to provide that. Right, Rose? Have you heard anything

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1 else?

2 MS. WIBBENMEYER: I have not received anything
3 from Delaney or heard anything more from her. I've called and
4 emailed. She was the one that was going to write the report and
5 I don't know if anyone else wants to write the report or how you
6 want to handle it.

7 MR. FISHER: Okay. I think she was supposed to
8 it to Nicole. That's the last I heard, so we can --

9 MR. PRINGLE: I agree.

10 MR. FISHER: So yeah, we'll wait for Nicole on
11 that.

12 And then Supplement to the 2019 Annual Report.
13 We're waiting on CPD's data right now, so when we get that we
14 will move forward on that.

15 The next thing is the discussion on NACOLE
16 conference. I guess we're to talk about who's interested in
17 attending --

18 MS. WIBBENMEYER: Yes. We would like to get you
19 all registered for whoever wants to go. I was hoping you could
20 tell me if you would like us to sign you up tonight so we can
21 have a list for Tracy to go ahead and register. The training
22 requirements in the code talk about training on topics suggested
23 or recommended by NACOLE and because this year is a virtual
24 conference, the rate is such that I think we could have you all
25 attend virtually if your schedule allows for it. They also --

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1 once you sign up, they will give you access to the videos. So
2 if you miss a session because you have a conflict, you can watch
3 on your own. I did ask them about the public broadcast and they
4 said, no, they do not have a model for that. So anyone who
5 wanted to attend we would need to just -- of the board members
6 we would need to pay for each board member. It is a -- you
7 know, the public could pay for their own way to attend either by
8 session or for the whole conference.

9 MR. FISHER: Is there anyone not interested?

10 MR. SMITH: I think I already replied to Rose
11 that I'd be to attend for recertification.

12 MR. PRINGLE: I informed Rose I'd be open to
13 attending all 32, if possible.

14 MR. FISHER: It does have jails in here, so you
15 might --

16 MS. WILLIAMS: I am open as long as I can watch
17 it later.

18 MS. GOMEZ: I like to go to.

19 MS. GROVER: I sent my request to Rose, as well.

20 MS. WIBBENMEYER: So everyone here is a yes?

21 MR. FISHER: It sounds like it.

22 MR. PRINGLE: Does the first one start on July
23 20th or 22nd as the first --

24 MR. SMITH: It's the -- I think it's the 21st or
25 22nd, somewhere in there.

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1 MR. PRINGLE: Okay.

2 MR. FISHER: All right. We'll move on to new
3 business. Our vice chair left us last meeting so we are here to
4 select a new one that will carry out the term. We'll do this
5 again in October/November time frame. Usually how it goes, we
6 just open it up for anyone to, you know, be chosen and then
7 we'll vote on it, but if you don't want to be and you're chosen
8 just say you don't want to and we'll move down the line.

9 So is there any nominations for vice chair?

10 MS. GOMEZ: I nominate Cornellia Williams.

11 MR. FISHER: All right. I would second that
12 nomination. So we'll go down the list and --

13 MR. SMITH: I think she is the only one that's
14 qualified besides me and I don't want it.

15 MR. PRINGLE: Didn't we -- we changed the
16 qualifications too.

17 MR. SMITH: She's the only one. So --

18 MS. WIBBENMEYER: I was going to say the bylaws
19 do say and/or -- the chair and/or vice chair. Not to say, you
20 know -- just to clarify what your bylaws say.

21 MR. SMITH: Thank you, Rose.

22 MR. FISHER: So Fisher would be a yes. Grover?

23 MS. GROVER: Yes.

24 MR. FISHER: Pringle?

25 MR. PRINGLE: Yes.

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1 MR. FISHER: Smith?

2 MR. SMITH: Yes.

3 MR. FISHER: Williams?

4 MS. WILLIAMS: Yes.

5 MR. FISHER: Gomez?

6 MS. GOMEZ: Yes.

7 MR. FISHER: Congratulations.

8 MS. WILLIAMS: Thank you, guys.

9 MR. FISHER: All right. Next item is the
10 discussion on changing the time period to file an appeal. Is
11 that attached to your change Travis or are these two separate --

12 MS. WIBBENMEYER: They are two separate.

13 MR. FISHER: Okay.

14 MS. GROVER: They both mentioned 21 days, but
15 they are separate sections.

16 MR. FISHER: Okay. So anyone have thoughts or
17 ideas?

18 MS. WIBBENMEYER: And on this you may want to
19 see if anyone in the public wants to speak on it.

20 MR. FISHER: Sure. Was anyone offering up a
21 change? We had the idea and we threw out, right, days, but I
22 don't think that we settled on anything.

23 MS. GROVER: We didn't. Twenty-one days from
24 the day the chief sends the letter, plus three days for mailing
25 purposes is what we -- so if anyone wants to make a -- you know,

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1 30 days plus the three days, I don't -- I don't really have a
2 opinion one way or the other.

3 MS. WILLIAMS: I think it should be 30 days.
4 You know, life happens period.

5 MS. GROVER: I know we talked to Sergeant Alpers
6 about changing the letter. He talked about changing the letter
7 as well anyway, but --

8 MR. FISHER: Yeah, that change was just to put
9 the due date in the letter specifically.

10 MS. GROVER: Right.

11 MR. FISHER: He could do that.

12 MS. GROVER: He could change any of that stuff
13 or add. He said he could add anything as well, but I mean, 21,
14 30, you know, I don't know if we're -- I don't think we're
15 losing anything. You know, I think it is just helpful for other
16 people for 30 days, plus the three days mailing time.

17 MS. WILLIAMS: And definitely having that due
18 date in the letter so a person knows.

19 MR. SMITH: I think 30 days is reasonable. I
20 mean, it's a month and versus 21 days, which is sort of an odd
21 thing. Give people 30 days, a month, plus the three days
22 mailing.

23 MR. FISHER: All right. Anyone from the public
24 have insight?

25 MR. SMITH: I can say something.

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1 MR. FISHER: Yeah, I believe you probably had
2 something to do with setting up the first time frame.

3 MR. SMITH: Yeah. I am not here to talk about
4 that, but -- well, I guess I am. I definitely think it would be
5 30 days. My name is David Tyson Smith, attorney here in town.
6 But I know -- I am familiar with a little bit of the background
7 about what happened with Stacy Smith and the problem with her
8 not getting her appeal up here. But definitely 30 days. I
9 mean, 21 days is a weird time frame anyway and most people
10 aren't going to be thinking 21 days.

11 MS. WILLIAMS: Exactly.

12 MR. SMITH: I mean, that's too fast. I mean,
13 the whole purpose of this is so people can have an opportunity
14 to have their case heard for review and not to cut them off at
15 the knees. So -- and it looks like with other case there was a
16 problem because she couldn't get here in time. I definitely
17 think 30 days is reasonable.

18 MR. FISHER: So is there a motion then to move
19 forward on this?

20 MR. SMITH: Motion to exactly --

21 MS. WIBBENMEYER: Before you make your motion,
22 when you are talking about 30 days to file the appeal, do you
23 just mean the 30 days to file the appeal to the Police Review
24 Board or you are you also wanting the ordinance to be changed
25 that sets the 21 days to file an appeal to the city manager? So

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1 you may want to consider whether you are -- if you think 30 days
2 is reasonable to file to the Board for the reasons stated by
3 both board members and the public, do you also at the same time
4 you would send the report to counsel, want to also have them
5 adjust the 21-day filing for filing the appeal to the city
6 manager or do you want that to stay 21 days in the first --

7 MR. SMITH: I think it would be good to be
8 consistent, 30 days and 30 days so that we have one standard.

9 MS. WIBBENMEYER: So when you word your motion,
10 you'll want you to cover both.

11 MR. SMITH: Right. I move both that both
12 Section 21-51 and 21-51.1 be revised for the time of complaint
13 to be extended to 30 days, plus or minus three days for date of
14 mailing. That was Smith.

15 MS. GROVER: Grover second.

16 MR. FISHER: All right. I'll do a roll call
17 vote to change the days from 21 days to 30 days. Fisher, yes.
18 Grover?

19 MS. GROVER: Yes.

20 MR. FISHER: Pringle?

21 MR. PRINGLE: Yes.

22 MR. FISHER: Smith?

23 MR. SMITH: Yes.

24 MR. FISHER: Williams?

25 MS. WILLIAMS: Yes.

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1 MR. FISHER: Gomez?

2 MS. GOMEZ: Yes.

3 MR. FISHER: All right. So we will move forward
4 with that. That does have to be approved by not just us.

5 Next item is a discussion of the traffic stop
6 data. Carley, was there more that you wanted to --

7 MS. GOMEZ: Yeah. I'd like to discuss it for a
8 moment. In terms of -- the review board that he's talking about
9 I actually don't know much about. Do you all know about that
10 review board and what --

11 MR. FISHER: Yeah. The traffic stop group.
12 Yeah. I've been to a couple of meetings. It's a -- it's a mix
13 of people coming at it from different angles and I think
14 they're, last time I was there trying to, I guess, kind of see
15 the scenario behind the numbers --

16 MS. GOMEZ: Okay.

17 MR. FISHER: -- to some degree. So I don't know
18 where they're at right now.

19 MS. GOMEZ: You know, I understand that they're
20 more concerned with tactics than numbers, but I do think numbers
21 are indicative of -- can be indicative of a problem and I wonder
22 if there is a way that we can maybe request more information
23 formally so that we can think about that too, since we're the
24 review board?

25 MS. WILLIAMS: I thought the Chief said somebody

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1 could come and go over that.

2 MR. FISHER: I think he said --

3 MR. PRINGLE: I think he said there were some
4 stuff that Carley listed that is in the system but a lot of it
5 isn't because our system's not -- it's subpar.

6 MS. GOMEZ: Well, so maybe we can request
7 certain things and then see what we can we get back. Would that
8 be possible to request it?

9 MR. PRINGLE: Yeah.

10 MR. FISHER: Request away. I can reach out to
11 that subcommittee and ask them for an update.

12 MR. PRINGLE: Would there be a way for us to
13 potentially hire someone to break down the data into what
14 Carley's looking for?

15 MS. WIBBENMEYER: As of right now you have some
16 money in your miscellaneous contractual fund, but I would need
17 to see how much money we have left in this fiscal year. There
18 are anticipated budget cuts across the city. I don't know that
19 this board's budget will be cut or not, the boards and
20 commissions. When I asked the question I was told the boards
21 and commissions are part of counsel's budget. So counsel, last
22 I heard they were going to leave that up to the counsel to
23 decide.

24 But right now your miscellaneous contractual --
25 some of the funds are encumbered for the mediation services

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1 contract and the other funds largely have been used to pay the
2 court reporter for the transcription services. So I am not sure
3 where we are. The fiscal year changes October 1st. The budget
4 for next fiscal year should be coming out the end of July or
5 first part of August where we will have a better idea of whether
6 or not they are proposing any cuts to your budget or not.

7 MS. GOMEZ: I would be happy to find a numbers
8 person, too, like a friend that can help break it down if I can
9 get access to this information. So maybe it's just about the
10 particulars of the request.

11 MS. WIBBENMEYER: Yeah. I mean, I think if the
12 Board is going to make the request there will be a motion to
13 request and whatever the list is.

14 MS. GOMEZ: Okay.

15 MS. WIBBENMEYER: Then the Board would vote on
16 that and pass it.

17 MS. GOMEZ: Okay. So the things that I am
18 thinking about are the number of cops assigned to each beat, the
19 stops by beat location, the equipment breakdowns, the license
20 breakdowns, and the drug charges breakdowns, so that we get more
21 specific information. Is there anything else that --

22 MR. SMITH: When you say equipment breakdowns
23 and license breakdowns, what you mean?

24 MS. GOMEZ: I would like to know the number of
25 those that are specific to failures to renew licenses, or tags,

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1 equipments meaning taillights out versus bigger problems.

2 MR. SMITH: Okay.

3 MS. GOMEZ: Just the specifics, so that we can
4 sort of see what's happening.

5 MR. SMITH: So equipment defect?

6 MS. GOMEZ: Exactly. So there's an entire
7 category that just says equipment violation. So depending on
8 the circumstances of some of those, I think there could be some
9 disparities over who's getting pulled over. And if we can get
10 to the root of some of those we might be able to make some
11 recommendations. Same thing with license violations and the
12 drug charges too.

13 MR. SMITH: Would that be drug charges after the
14 stop where there was a search conducted or --

15 MS. GOMEZ: Yes. It could be -- I would say
16 both. Let's see. Yeah. I mean, I think I would do both cases.
17 Really it's as much information as possible at this point to
18 make sure that we can --

19 MR. SMITH: Right. Because with that you have
20 to be pretty clear as to what you are asking. That's why I was
21 kind of wondering what you were asking because they will
22 provide --

23 MS. GOMEZ: Oh, sure. But I think if we say the
24 specifics of, you know, the drugs, alcohol -- wait. Which --
25 what was your question again? Do you mind repeating?

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1 MR. SMITH: What you meant by drug information.
2 Was it after the stop or was that the reason for the stop?

3 MS. GOMEZ: For the amount. That's what I mean.
4 So was it -- like, what amount of drugs, too. So possession
5 versus intent to sell and things like that.

6 MR. SMITH: Okay, so that would be after the
7 stop. Okay.

8 MS. GOMEZ: Uh-huh. Was there any additional
9 information that you -- if I were to make a motion, that you all
10 would want?

11 MR. FISHER: Not me specifically. I'm just
12 worried when you get that information, then we're like oh, well,
13 now we want more. So there is a -- it's a crimes statistician
14 or something that works with the department. I wonder if it
15 would be beneficial to maybe invite them to the meeting and ask
16 them what they have and what they can provide. I would just,
17 you know, we'd be like, well, we see what you gave us, but we
18 also want more and so how far does that go. And then asking
19 what the traffic stop committee, what kind of data they have. I
20 think they have talked about -- they've broken this down in some
21 of the meetings I have been to where they've got the Excel list
22 up of why the person was stopped and if an arrest happened,
23 those types of things. So I just don't know a good place to go
24 asking right where it could all happen at one time.

25 MS. WIBBENMEYER: Do you want me to reach out to

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1 someone from that committee to try and see if they could come
2 and maybe do a presentation of what they've done thus far and
3 what they have requested thus far and then figure out what you
4 want from there?

5 MR. FISHER: Yeah. That'd be -- I mean, I think
6 helpful. If they are willing to share whatever they have before
7 they come.

8 MR. SMITH: Would it be possible to get the
9 statistician that you mentioned at the same time so that we get
10 everybody in the room at the same time and we can possibly make
11 it an efficient process?

12 MS. WIBBENMEYER: I think the statistician would
13 have to go back and run reports. So I think you probably need
14 to figure out what your request is and what you are asking for
15 and then --

16 MR. SMITH: But they would tell us what data was
17 available, could they not?

18 MS. WIBBENMEYER: Well, they could tell you what
19 reports they have generated, but they would probably need to
20 look to see whether it is possible to pull the data in a
21 different way. Unless all you want is the reports that come--
22 that they already know exist.

23 MR. SMITH: So they wouldn't know what data's
24 already collected? I mean, not -- they could -- they would have
25 to know what data is available even if we aren't asking for a

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1 specific report. They should know what fields are there.

2 MS. GOMEZ: What data fields -- they would have
3 to know what data fields they have.

4 MS. WIBBENMEYER: They -- I will tell you the
5 old system. The old system was very capable of running pretty
6 much any amount of data that was put in there because it was a
7 very complex relational database that you can pull by type of
8 charge, by race, by tattoos even. I mean, it was that capable.
9 They had some standard reporting requirements that were in
10 there. But if you -- with the old system, if a person were
11 creative and could specify what it is was needed, they had the
12 capability of pulling that out. With the new system, it is a
13 relational database, but it's basically -- over time software
14 companies have evolved in how they structure their license
15 agreements.

16 So with the old system we had the ability to
17 have better access to, like, the source code and to generate
18 pretty much whatever we wanted to within that system. When they
19 bought this new system it was more of an off-the-shelf kind of
20 product that was configurable. Some -- they can run some
21 reports, I think, that are existing within that system; and then
22 sometimes they have to hire the company to develop reports to
23 pull other data out of the system.

24 If the data goes into the system, then obviously
25 it could come out of the system. The question becomes whether

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1 we have the ability through our license to get it from the
2 system ourselves or whether we would have to pay for a custom
3 work from the vendor.

4 MR. SMITH: We can put data in that we can't
5 necessarily get out?

6 MS. WIBBENMEYER: Well, I mean, you can see it
7 in the context of a particular report like an arrest report or,
8 like, an incident report. But we don't have the flexibility
9 that we did in the passed necessarily to just create our own
10 report, calculation within the parameters as I understand it.
11 But I think if you were with the vehicle stop -- one of the
12 people on that committee I think -- the person I would reach out
13 to is Don Love because he's the one who's been emailing about it
14 over the context of years. But I'm also open to suggestions if
15 -- Andrew, you've been to one of us meetings, so if you know of
16 someone else from there.

17 But I think they could then say, okay, we have
18 this data in this format and then you can kind of look and say,
19 okay, we think we are also missing these other pieces and he
20 could tell you what they've -- what attempts they've gone
21 through to get them and what's available and what isn't. And
22 then you can then follow up with the police and the request.

23 MR. SMITH: Would it be beneficial to get Don
24 Love here?

25 MS. GROVER: I think we should work with them,

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1 that committee, and not do our -- not do our own necessarily,
2 but work with the other community and try to get the information
3 that we want.

4 MS. GROVER: If they have already established a
5 relationship and have this information they're (sic) may be able
6 to get the information a little easier than we are as well.

7 MS. WIBBENMEYER: Well, and ultimately, I mean,
8 you would need to pass a motion to request the information from
9 the police department. So having the statistician here is not
10 necessarily -- it would need to go -- you all would we need to
11 pass your motion. The police chief gets the request. The
12 police chief then assigns who in his department is going to
13 fulfill that request, if that makes any sense. And if it comes
14 to a matter of a custom development, you know, then it would be
15 a matter of how much is that going to cost and whether that's
16 going to come out of the police department's budget or whether
17 it would come out of the Board's budget.

18 MS. GOMEZ: That committee is preparing to make
19 recommendations?

20 MR. FISHER: It sounds like it. Yeah.

21 MR. SMITH: Could you piggy back the information
22 you want on that committee's recommendation?

23 MS. WILLIAMS: I think that is what we should
24 do.

25 MR. SMITH: Yeah. Because they may even be

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1 requesting the information that you are asking. I think we need
2 to kind of coordinate with that committee?

3 MS. GOMEZ: So we can request it directly from
4 them then instead of --

5 MS. WILLIAMS: Or at least start with them.

6 MS. WIBBENMEYER: I think a great approach will
7 be to connect you with Don Love and to have him come because I
8 know he's offered before to come and present on what they are
9 doing and what they are looking at and then you might have
10 additional information for him and he might have additional
11 information for you and then at that meeting you can decide do
12 you want to work together or do you want to go your own separate
13 way from what they are doing.

14 MS. GOMEZ: Would it be possible to connect with
15 them before the meeting so that we're able to have that
16 information?

17 MS. WIBBENMEYER: I think you could talk to them
18 beforehand if you like. If you want to be like the person who
19 leads us. But as far as the Board as a whole, other than having
20 Don Love send the stuff, which he does, to me, then I then
21 forward out to you, I'll -- and some of this occurred before you
22 were on, so you probably don't have a long history. You know,
23 he might put together something that I can then forward out to
24 everyone, but what other than that, it would be a meeting --

25 MS. GOMEZ: Okay.

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1 MS. WIBBENMEYER: -- with the public there where
2 he could talk about what he's been up to and what the group's
3 been working on.

4 MS. GOMEZ: Okay. Great. So we will request
5 that he comes to the next meeting?

6 MR. FISHER: Yeah. Sure.

7 MS. GOMEZ: Okay.

8 MR. FISHER: The soonest one he can show up to.

9 MS. WIBBENMEYER: Did you want to wait on a
10 motion until we get the other pieces?

11 MS. GOMEZ: Yeah. I'll wait on the motion
12 because I will contact -- if I can get his contact information.

13 MR. FISHER: All right. We'll move on to the
14 next item. It's Proposed Changes to Section 21-60.

15 MR. PRINGLE: Yeah. This is also in response to
16 what happened last meeting with Ms. Smith's appeal. Even though
17 we didn't -- we know -- she was probably just days out from what
18 we had set as her timeline for appealing. And really her excuse
19 seemed to me to be good cause and should have had the power to
20 waive and be like, Hey, were going to hear your appeal even
21 though technically you didn't meet the jurisdictional
22 guidelines.

23 And so yeah, my proposal is just simply to give
24 us that power to waive any part of the ordinance governing our
25 board for good cause.

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1 MS. WILLIAMS: So in doing that good cause would
2 that person show up that night? Would we vote good cause? How
3 would we go about that?

4 MR. PRINGLE: Good cause is a term of art, so
5 it's really however we decide to do it. You know, if we think
6 they are close to what deadline is, we can request them to
7 answer our question. Like, Hey, what happened. They can tell
8 us why they didn't get it in on time. And if we think that's
9 good cause enough, then we'll hear the appeal.

10 MR. SMITH: I think this is a great idea, but
11 how do we avoid abuse?

12 MR. PRINGLE: It is like pretty much just like
13 for anything else when it comes to having -- waiving for good
14 cause. If someone wants to challenge it and than can show like,
15 oh, that -- we granted good cause and good cause doesn't exist.
16 That is forces outside of us to go ahead and call us on what's
17 accountable to it. I just hope that the board itself
18 understands that is not something to be abused. Good cause
19 should only be exercised when good cause exists.

20 But that was a situation where we clearly had
21 good cause and we should have heard her complaint. And the fact
22 that we couldn't, we need to change that.

23 MS. GOMEZ: Yeah. This seems much more
24 inclusive.

25 MS. WIBBENMEYER: Is that a motion? And do you

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1 want to have public comment on this?

2 MR. FISHER: If anyone would like to comment on
3 that. All right. Attorney Smith?

4 MR. DAVID SMITH: Actually, I think I would like
5 to talk about that. Sorry. If I can jump in.

6 MR. FISHER: Go ahead.

7 MR. DAVID SMITH: One thing you could do is
8 always say something like, you know, 60 days after the limit for
9 good cause. At that point they had to demonstrate -- but after
10 that they are cut off. I'm not advocating cutting off anybody,
11 but if it's -- if you guys are going to vote not to do it, this
12 is a way to maybe do it so there is some fairness so someone
13 doesn't come in two years later, well, I've got good cause. I
14 mean, unless they were locked in a closet or something. You
15 know, say like 60 days -- after the date, within 60 of good --
16 they can show good cause, but then after that cut off. I mean,
17 obviously I think they should have -- be wide open, but if it's
18 either that or nothing, that's kind of a middle ground.

19 MS. WIBBENMEYER: And if you decide to make the
20 motion, the motion would be to send a report to counsel to
21 recommend whatever it is you want to recommend.

22 MR. PRINGLE: You know where I'm at. I want to
23 go wide open. Unless you want to talk about more on this I'm
24 ready to make a motion.

25 MS. WILLIAMS: I agree with you, Mr. Pringle.

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1 MR. SMITH: Is there a motion?

2 MR. PRINGLE: I move to send a report to counsel
3 to add to Section 21-60 a variance or waiver which states the
4 Board may grant a variance from or waive any role or provision
5 of Chapter 21, Article 3 upon a finding of good cause.

6 MR. SMITH: Smith seconds.

7 MR. FISHER: All right. We'll do a roll call
8 vote. Fisher, yes. Grover?

9 MS. GROVER: Yes.

10 MR. FISHER: Pringle?

11 MR. PRINGLE: Yes.

12 MR. FISHER: Smith?

13 MR. SMITH: Yes.

14 MR. FISHER: Williams?

15 MS. WILLIAMS: Yes.

16 MR. FISHER: Gomez?

17 MS. GOMEZ: Yes.

18 MR. FISHER: We'll send a memo to counsel. Next
19 item for discussion are Foot Pursuit Training. Again, Carley,
20 do you have more to talk about?

21 MS. GOMEZ: Yeah. So hopefully you had a chance
22 to read the FBI foot pursuits that discussed how unsafe the foot
23 pursuit is and how limited that training is. Other -- when I
24 was searching this it was really hard to find city by city
25 examples of whether or not they're trained in foot pursuit. And

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1 so I wasn't able to find specifics. I know that foot pursuit
2 training does exist. I found a couple of police academies that
3 have it. So it definitely seems feasible.

4 In terms of what we would hope to accomplish by
5 having officers train in foot pursuit would be officer safety.
6 It would be to uphold standards of -- of good consumer practice.
7 I mean -- I'm sorry -- good customer service practices towards
8 the person they are chasing and to avoid high adrenaline and
9 problems near the end of foot pursuit. There are also certain
10 places that restrict when officers can -- like, engage in foot
11 pursuit depending on what -- what type of grievance it is.

12 MR. FISHER: Yeah. I find it kind of
13 interesting that our department has it as a tool, but as no
14 training on it.

15 MS. GOMEZ: Yeah. And a lot of the departments
16 do, they have very similar language for their policy, but still
17 don't have specific foot pursuit training. It just seems that
18 since it is such a volatile situation and can end up harming
19 either the officer or the person that they're chasing, it seems
20 like it would be great to have foot pursuit training.

21 MR. FISHER: Or don't do it.

22 MS. GOMEZ: Well, yeah. And that was -- you
23 know, one place had it restricted so that it wasn't -- you
24 couldn't pursue somebody on foot if it was about breaking
25 curfew. Right? But there are minor things that maybe it's not

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1 worth the danger that it could cause or the adrenaline that it
2 could cause.

3 MS. GROVER: That is similar to the traffic kind
4 of pursuit.

5 MS. GOMEZ: Yeah. Like the high-speed chases.
6 Yeah.

7 MR. PRINGLE: That can be something that are
8 force could take the lead on. Since this article you shared, if
9 only one to three percent of officers have ever every been
10 trained on it, that seems to be a criminally low number for
11 something that almost every officer, I think, kind of will do
12 once.

13 MS. GOMEZ: Yes. Right. Right. So it seems
14 that we could, you know, discuss recommendations for
15 circumstances in which they don't and we could discuss
16 recommendations in which we ask that they trained for it, too.

17 MR. FISHER: The chief seemed pretty open to us
18 putting a recommendation forth.

19 MS. WILLIAMS: I think we should.

20 MS. GOMEZ: So for now are we thinking to
21 recommend foot pursuit training and then later we can think
22 about if there are certain restrictions or do you want more
23 information --

24 MS. WILLIAMS: I think for now we should seek
25 for them to do foot pursuit training.

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1 MS. GOMEZ: Okay.

2 MR. SMITH: Should we come up with or find other
3 policies or should we leave it to them? Should we hand them,
4 you know, pursuant to Policy X as an example A, B, and C so that
5 we give them some ideas of what to look at or what to consider
6 in their training?

7 MS. GOMEZ: You mean like the policy that they
8 have on foot pursuit to sort of train based on their own
9 policies?

10 MR. SMITH: From other departments.

11 MS. GOMEZ: Other departments.

12 MR. SMITH: Best practices, things like that.

13 MS. WILLIAMS: I think we can put that in our
14 recommendation.

15 MS. GOMEZ: Yeah. Again, though, I found very
16 little in the way of -- like, other police departments, the only
17 -- one of the only difference that I found was a limitation of
18 when officers should not pursue and then one discussed the end
19 result of pursuit reminding people not to use force as
20 punishment for example. But for the most part, it is very, very
21 similar to ours without required foot pursuit training. So we
22 might be leading the charge on this. It might be a conversation
23 of what we hope that officers will get out of this. Right? So,
24 you know, upholding those customer service standards at the end
25 when adrenaline is high, making sure that force isn't used as

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1 punishment and to ensure officer safety for tactics.

2 MR. PRINGLE: Is there any kind of information
3 from abroad from other countries?

4 MS. GOMEZ: You know, I didn't think
5 international. I know I did find two -- there's virtual foot
6 pursuit training online that is available. I found, you know,
7 there's academies that do it. But I don't really have access to
8 those specific course structures.

9 MS. WILLIAMS: Well, you all know where I stand.

10 MR. PRINGLE: I wouldn't mind doing one more
11 look to see if we can't find anything else to send. I think we
12 definitely need to recommend that they look into this, but I
13 wouldn't mind if we can give them something. I mean, as long as
14 we have done an exhaustive look, but if we can -- you know, a
15 few more of us just take one more look at to see if there is
16 anything we can add.

17 MS. GOMEZ: You all have been on the board a
18 while. You might know of resources that I don't.

19 MS. WILLIAMS: Just like they will know where to
20 look better than we will as well.

21 MS. GOMEZ: That's a good point. But maybe if
22 we ask them if there's various police training that they do for
23 a special accreditation, they can see what is available.

24 MR. PRINGLE: We can recommend and then also
25 supplement as we find -- if we find anything further to let them

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1 know.

2 MS. GOMEZ: I like that idea. I can check the
3 international, but in the meantime maybe we can recommend that
4 foot pursuit training be, you know, a part of their required
5 training.

6 MS. WILLIAMS: Is that your motion?

7 MS. GOMEZ: Yes. Thank you.

8 MS. WIBBENMEYER: Is there a second?

9 MS. WILLIAMS: I second.

10 MR. FISHER: All right. So the motion is to
11 suggest to the department that they do foot pursuit training.

12 MR. SMITH: Is that after we look at other
13 resources or is that to send the recommendation over and then
14 look for other resources?

15 MS. GOMEZ: Send the recommendation and I will
16 continue to look for other resources. But I do know that there
17 are academies that offer this, so even if we can't find other
18 resources, they should be able to seek instances of foot pursuit
19 training.

20 MR. FISHER: Was there someone that wanted to
21 speak?

22 MS. WILLIAMS: If you can also wipe off the
23 podium when you leave.

24 MR. RODDEN: My name is James Rodden (ph), Jr.
25 I live in Holts Summit area now, but I used to live here. Do I

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1 need to give my address or is it just at City Council?

2 MS. WIBBENMEYER: It's just at City Council, but
3 if you want to --

4 MR. RODDEN: I was -- Khesha Duncan and David
5 Smith and I we worked with the citizens group that helped to
6 create the Citizen Review Board a little over ten years ago.
7 But in terms of resources one of the entities we worked with was
8 the US Civil Rights Office up in Kansas City, the regional
9 office, and I'll get that information. They were even good in
10 providing us and working with the mayor on when we did public
11 hearings with resources and sample practices. So I wanted to
12 suggest them as a resource.

13 But to, Mr. Pringle, I agree with -- and
14 Mr. Smith -- well all of you, that when we created -- when we
15 worked to get this board created, one of the first things that
16 was changed was the no knock policy. This room was standing
17 room only. Citizens made their public comment, email comment,
18 written comments, but we were able to produce change. The Board
19 was able to make specific recommendations to the City council to
20 make the police department better. So it wasn't just a board.
21 And I think -- and you all have exemplified this tonight, a
22 board to just handle complaints, but also how can we improve our
23 police department. And so the questions that you asked the
24 chief tonight were great -- I mean, the officer who were here
25 tonight were great in making those kinds of steps.

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1 One, I'll get that resource information to you;
2 but two, I just applaud you and ask you to keep doing the great
3 job you doing to make recommendations to both the counsel where
4 that's necessary under the ordinance to make changes, but also
5 policy changes to improve the police department. Thank you for
6 what you're doing.

7 MS. WILLIAMS: Thank you.

8 MR. SMITH: Thank you.

9 MR. FISHER: All right. So we had a motion and
10 a second? Rose, are you ready for the vote?

11 MS. WIBBENMEYER: Yes.

12 MR. FISHER: Fisher, yes. Grover?

13 MS. GROVER: Yes.

14 MR. FISHER: Pringle?

15 MR. PRINGLE: Yes.

16 MR. FISHER: Smith?

17 MR. SMITH: Yes.

18 MR. FISHER: Williams?

19 MS. WILLIAMS: Yes?

20 MR. FISHER: Gomez?

21 MS. GOMEZ: Yes.

22 MR. FISHER: All right. Next topic is
23 Discussion of Community Outreach Meetings. This is something --
24 Rose, did the whole board get that email?

25 MS. WIBBENMEYER: Yes. I believe I sent it to

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1 everyone.

2 MR. FISHER: Just the idea that the City has, I
3 guess, spearheaded this idea to do outreach with the community
4 to talk about policing in a general manner with a lot of people
5 involved. And part of that is kind of including us or asking
6 for our recommendations and those types of things. The city
7 manager wanted something -- some response from us tomorrow. I
8 figured if there was any ideas or thoughts that we had --

9 MS. WIBBENMEYER: And if you think of something
10 after the meeting, but before, like, midday tomorrow, I will be
11 sending your recommendations and the Human Rights Commission's
12 recommendations to the city manager's office tomorrow. So if
13 you think of it after the meeting, go ahead and still send it
14 and I will include it.

15 MR. PRINGLE: I'm waiting to hear back from two
16 groups and an individual who I asked and talked about this. I
17 did have someone confirm with me that they would like to take
18 part. Is this also like individual persons or should I just
19 send you their name or --

20 MS. WIBBENMEYER: However you want to do it as
21 long as I get for before about noon tomorrow.

22 MR. PRINGLE: And then just -- I had two groups
23 that I really don't have too much -- I really don't know anyone
24 in either one, but I thought that they would be good to just
25 invite. That would be Worley Street Rountable and then also I

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1 think there should be someone reach out to the public defender's
2 office.

3 MS. WIBBENMEYER: I had also provided the public
4 defender's office too, but I will let them know.

5 MR. PRINGLE: That group that did confirm with
6 me was the Community Bail Fund aspect of Race Matters Friends.
7 They said they would take part.

8 MR. FISHER: I think it would be helpful to
9 coordinate just a member or two of us attending these meetings
10 and we've already made some suggestions tonight to better
11 things, so I don't know if we have much else to provide.

12 MR. PRINGLE: I'll let Rose know when the other
13 who I reached out to when they confirm with me if they want to
14 take part or not.

15 MR. FISHER: Okay. All right. If there is
16 nothing further we will move on to General Comments by Public,
17 Members, and Staff. Is there anyone from the public that would
18 like to comment?

19 MR. DAVID SMITH: I'm David Tyson Smith. Thank
20 you, guys. I just wanted to kind of give a brief overview of
21 some things I've been hearing in the community and to kind of
22 encourage you as well. So I don't know if you know the
23 background. You know, I was part of the group here of Boone
24 County Concerned Citizens, James Rodden and Khesha Duncan that
25 were part of forming the review board as well as -- there's

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1 other groups, network, NAACP, Human Rights Commission all were
2 involved in this. And these groups worked very hard to make
3 sure the review board took off and came into existence. I was
4 also on the committee that voted to create the review board and
5 I think I was the chair or the co-chair of the committee that
6 actually wrote the structure of the board so we would know what
7 it would look like when it came into existence.

8 I would just say to you that -- one, I want to
9 thank you guys for everything you're doing. I think it's great.
10 You guys are public servants and I appreciate it. I know,
11 Ms. Gomez, you going to talk about all this data with the police
12 reports and racial profiling, that's hard stuff. And it's hard
13 to get in there and look at all of that. I would this: You
14 were created for such a time as this. Everything that is going
15 on in the world in this country, this is your time. I mean, ten
16 years ago when this was put together it was because of these
17 issues. And so be proactive. I mean, this is the time, okay,
18 and it may not last.

19 I mean, right now you have public support. The
20 public is supportive of these issues that are going on in the
21 community. They're supportive of, you know, pushback against
22 law enforcement. I mean, the whole country is. It's really
23 hard to believe, but I think they did a pole in Minnesota when
24 they burned the police department out of the George Floyd.
25 Although I am not advocating burning police departments down. I

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1 think over 50 percent of the people in this country agreed with
2 that. Now, that's not -- I'm not condoning that behavior, but
3 I'm just saying at 95 percent of the people in America -- 95
4 percent agreed that George Floyd -- at least 95 -- killing was
5 inappropriate. And I don't know anywhere else in this country
6 where you had those type of numbers.

7 I would just encourage you to be aggressive.
8 Now is the time. I mean, be aggressive generally. But be very
9 proactive. And, you know, your role is not to be friends with
10 the police department. I know the idea -- there's kind of this
11 idea, this kind of squishy feeling like, well, you kind of get
12 along and we're going to work through things together, to a
13 degree. Your role is to hold them accountable. Okay. Your
14 role is not to be their bodies.

15 I know the chief was here and I appreciate a lot
16 of his comments, but I did hear things like, well, I'm not going
17 to get into that or I'm not going to do that or, you know, we'll
18 see. We're working on that. Don't let the police off the hook
19 here, on anything. You have the right to know what they're
20 doing and what they're up to, what's happening in their
21 meetings. Go after them hard. Be aggressive. Don't let them,
22 like in baseball, back you off the plate where a fastball comes
23 towards your face and you feel like, you know, you're kind of
24 like I don't know if I can -- I mean, challenge their authority.
25 It's better to go forward and have them try to push you back.

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1 If it comes from up top, that's fine. But don't ever let them
2 ever tell you what information you can have access to or can't.
3 If they say, well, you can't have that, challenge that. Say, I
4 want to see. Push it as far as you can. Because like I said,
5 this moment may not last, but even in general that's your role
6 is to hold them accountable.

7 You know, I also heard the chief say, well, --
8 you talked about the policies. He said, well, we've already
9 implemented all these policies. You know, like no choking and
10 they have to report other officers and that type of thing or
11 they have to get involved. You know, he said, you know, we
12 already have that. Well, guess what, most police departments in
13 the country have those policies. So what. So what that they
14 have those policies. Your role is to make sure that they're
15 following those policies.

16 Now, I know, I guess they come in here once or
17 twice a year at least. Bring them in here more than that.
18 Don't let -- not once every six months. Even if it's another
19 officer or someone. Have them come in here and answer those
20 questions. Yes, those are polices that they have, but are they
21 following them. And what are they doing to make sure that those
22 policies are being followed. The racial profiling data is
23 awful. It is awful. It's abhorrent. It's terrible. I think
24 it's even worse than it was last year. I think, you know,
25 especially people of color being pulled over at a 4:1 rate of

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1 the white. It's awful. Do not let them get off the hook with
2 that.

3 I really don't care that they kneeled at the
4 protests. I don't care about that. I've been at the protests.
5 They're kneeling. I don't care if the police kneel. That's
6 fine. And it's optics. Make them get those numbers right.

7 Okay, guys? Don't let them off the hook and say we're working
8 on it, we're working on it. It's getting worse every year. I
9 don't care what it takes, if you have to go in -- get the data
10 you need. If they say, well, we don't know if we can get it.
11 Get it. Your job is -- you're kind of like the boss really.

12 Don't let them blow you off and say, well, we're working on it
13 and you know. We don't have the budget for it. No. No. Say,
14 let's talk about the budget. Find somebody who can talk about
15 the budget. Go over their heads if you have to. You are
16 supposed to hold them accountable. Hold them accountable.

17 Be aggressive with the police. It's okay to do
18 that. I know that over the years this board has been in
19 existence. They've, you know, tried to whittle things away
20 here, whittle things away there. You know, kind of pushing you
21 into being mousy and I'm not saying that you are, but don't let
22 them do that. Keep control of the situation and be -- hold them
23 accountable. Be aggressive with them. Don't let -- if you ask
24 for something and they say, well, we don't have that. Follow up
25 on it. Well, who's going to give me the information I need

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1 then. Tell me you I can talk to. If you call over to the
2 department and they can't give it to you --

3 Well, first of all, that line about their
4 systems they've been saying for years. Well, we don't have the
5 systems for that. I mean, they can get -- I mean, the data is
6 there if they want to get it. So keep being aggressive. I
7 commend you for doing that. Like I said, use your power, you
8 guys. I mean, use your power. Use your tools. I mean, you are
9 -- this is why you were here. Right? This is why you are here.
10 And you know, often times when I'm out there out on the streets,
11 I don't here enough of the review board is doing this and the
12 review is doing that. I know you guys are working, but put
13 yourself in a position where you're taking a lead on all these
14 issues. Right?

15 I mean, all these groups are running around town
16 proposing this and proposing that and doing this. Well, that is
17 great, but you guys should really be proposing -- like, with the
18 racial profiling, get on top of that. Get on top of that. If
19 you have to drag an officer in here every meeting for an update,
20 drag him in here. That's okay. That's your job. Don't let
21 them get away with that. I mean, because that's kind of a
22 scorecard of what's happening. Not whether they show up at the
23 meetings and say, Oh at the rallies, we care. And you know,
24 we're going to kneel with you and, you know, we're going to
25 stand in solidarity. We're going to make sure that the

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1 protesters are protected.

2 Well, that's fine and dandy, but if the racial
3 profiling numbers aren't right then they're not doing their job.
4 So make sure they are doing their job. Hold their feet to the
5 fire and be aggressive with them. It's better to go forward and
6 get pushed back by somebody than to just kind of take whatever
7 excuses they dole out at you. I am not saying you are
8 necessarily doing that. But I do hear a lot of things -- I've
9 heard this for years. Well, we can't and we shouldn't or
10 doesn't work that way. No. Get on top of them. If you want
11 information, get it. If you want information, if you want data,
12 get it. Don't let them tell you, we don't have the system or
13 it's not working this way. I mean, get it. Because they're
14 there -- this is really an adversarial role with them, folks.

15 I mean, you are not buddies with them. If
16 they're not irritated by you -- they really need to be irritated
17 with you all the time. I mean, don't let them come in here for
18 a meeting every now and then and then walk out. Is that officer
19 even still here? No. He's not even here. Is he? I think he
20 came and he left. I mean, hold them accountable. Bring them in
21 here. Hold their feet to the fire. Stay proactive. Stay on
22 top of this department.

23 Like I said, you have public support. I mean,
24 everyone in America has -- I got a call today from someone in
25 another city talking about this review board and they said

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1 something positive how it's -- the framework of it. So this is
2 even extending out into other areas. But now is the time, guys.
3 So stay on top of them. I think the public is behind you. I
4 appreciate what you're doing. Make sure that you guys are
5 taking the lead on a lot of this stuff. I mean, there's all
6 these community groups doing different things. That's
7 fantastic. We want all these groups doing that. That's part of
8 democracy and that is part of what we're about here. But make
9 sure you guys are on the front on a lot of this. This is your
10 job. This is what you were created for, you know, making
11 recommendations, holding them accountable, making sure they're
12 doing what they are supposed to do. Because no one else really
13 has the power to do that and really really get at them the way
14 you can. So use it and don't be intimidated by them. If they
15 are mad at you, you're doing the right thing.

16 You know, one -- I'm an attorney and one of the
17 worst things that was ever told to me, I just started practicing
18 law. I had a case and this prosecutor was a good guy and I
19 respect him, he said, it was a case and at the end of it he
20 said, Thank you for making that easy on me. I really appreciate
21 that. He said, I really appreciate it. You made it really
22 easy. I carry that with me. I carried that with me for, gosh,
23 almost 20 years maybe. You know, don't make it easy them. They
24 need to be mad at you guys all the time, pretty much all the
25 time. Okay?

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1 MR. SMITH: Mr. Smith, what do you see as the
2 biggest problems here in Columbia?

3 MR. DAVID SMITH: Regarding what? I mean --

4 MR. SMITH: Policing, top five.

5 MR. DAVID SMITH: Top five? Oh gosh, we will be
6 here all day with that. I don't know. I mean, I think --
7 that's a tough question. That's more for like maybe we can have
8 a roundtable discussion about the top five problems. You
9 talking about with the police? Economics?

10 MR. SMITH: Policing. Just top five, name them
11 off, boom, boom, boom. If you had to create a list of the top
12 five problems with the policing here in Columbia.

13 MR. DAVID SMITH: Well, I think there's lack of
14 trust. I think there's institutional racism. I think that
15 there's communication issues for people on the street. Khesha,
16 Do you want to chime in here? What do you think? James?

17 MS. DUNCAN: Definitely the racial profiling.

18 MR. DAVID SMITH: The racial profiling numbers.
19 I think a lot of this is, you know, make sure that you can get
20 away from symbolism.

21 MR. SMITH: What do you mean?

22 MR. DAVID SMITH: Well, like what the officer
23 said about, we showed up at the protests and we wanted to let
24 the protesters know they were protected and we kneeled in
25 solidarity with them. And then the mayor came out and, you

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1 know, has a Juneteenth plaque and everything. A lot of
2 symbolism that goes on with this department, but you can't get
3 away from those numbers though. Right? That's the core.
4 That's the heart of it. Right? That is the heart of the
5 matter. Look at those racial profile numbers. Those are awful.
6 I appreciate what you doing on that and looking and asking those
7 tough questions about that. Make -- break -- get the actual
8 numbers so they can break that stuff down.

9 When we were working on this years ago one of
10 things that got this really moving with somebody -- we had a
11 meeting at this old Boone Tavern and someone in the department,
12 I think he worked there, impulsive just walked data out and they
13 found that like in the past seven years when a white person had
14 filed a complaint against the department it was something like
15 they only did something like one time. One to three times. It
16 was like a written reprimand. But if a black person filed a
17 complaint they never did anything like in seven years. So that
18 data is in there. Now, that wasn't maybe categorized, but it
19 was found and it was so bad that the mayor at the time, Hindman,
20 wanted to be tipped off if something like that came out so he
21 would be notified first. Just so that everyone would be
22 prepared, if somebody called him to tip him off and say that
23 this is coming. And then it came out in the media and it was
24 awful. And that was one of the things, because of the data.
25 That had to be mined. I don't think that was just voluntarily

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1 turned over. Somebody was in there looking at that. They let
2 somebody in, come and look at their computers and they found
3 that.

4 So make sure that -- like I said, they don't get
5 by with symbolism. And they're friendly. They do a great job
6 of being nice. Right? They're nice. I go to, you know, the
7 courthouse and the police are nice. I have great conversations
8 with them over in city court. When I'm waiting for my case to
9 be called, they're wonderful nice. And they talk about we're
10 doing this, we want to show solitary. A lot of that is
11 symbolism, folks. Look at the raw data. Look at those numbers.
12 That's where it is. Right? And if you can get that, then you
13 can kind of root out the problem. That's one of the things
14 about the policies.

15 So you talk about -- this would be Number 5, on
16 the policies. Again, the policies are there, but are they
17 following those policies. Right? Are they following those
18 policies? That's what you have to look at. So keep challenging
19 them. This should never be a nice meeting when they walk in
20 here and then just go about their business. They should always
21 be uncomfortable and always be upset with you. Right? Hold
22 them accountable. You really are designed to get at them.
23 Right? It should never be this wonderful, nice, friendly
24 relationship where you guys are playing in the sandbox together.
25 Hold them accountable. Hold their feet to the fire. Keep doing

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1 a good job. I appreciate you guys. Thank you.

2 MR. PRINGLE: Thank you for that.

3 MS. GOMEZ: Thank you.

4 MR. PRINGLE: I have a quick question. This was
5 something that I guess I don't really know how to answer when
6 people ask me about it. It's the CPOA and how -- I mean, we --
7 we oversee the force, we don't really oversee them. It's always
8 kind of hard for me to kind of explain to each other -- like,
9 explain to people, like, what they can do if they have a
10 grievance with that versus the force. I guess, how did you guys
11 handle that when you first started the board?

12 MR. SMITH: You know, the CPOA at the time, I
13 mean, they fought -- like, for example I believe they were
14 behind. So when we were on this committee to look at whether --
15 so the thing -- the person and committee were only to determine
16 one, whether we need a review board in Columbia; and two, what
17 was it can look like. I'm pretty sure they published on their
18 website all of the names and addresses of everyone on that
19 committee. I don't know for what reason. Maybe to intimidate
20 us. So when you go to their website or whatever, it had -- I
21 think it had my name and where I live right there. Boom. You
22 know, just to -- you know, it's kind of like that case about
23 that mayor that was publishing names. So they have always been
24 on the obnoxious end of things.

25 I think if it is -- you know, the only way you

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1 deal with them is if it's the normal channels. I mean, if
2 there's a problem. I don't know if someone is -- deals directly
3 with them unless it's a policy issue. I mean, you can talk
4 about the policies dealing with them. I know there's -- it's
5 kind of a turbulent ride with them right now. I mean, they're
6 getting a lot of bad press, which they should. I think that
7 would just fall under the heading of any type of policy or
8 procedure, you know, you can recommend about, you know, what
9 they are doing and what they're not doing. But I don't know if
10 it would affect complaints because that's not really their
11 issue. It would be just more police.

12 MR. PRINGLE: Yeah. Before all this started I
13 had a few community members try to talk me on it. Like, I
14 really don't have an answer.

15 MR. DAVID SMITH: I think the only thing would
16 be like anything else, any type of recommendation, any type of
17 policy you can try to push through. But like I said, be
18 courageous with the police because they are going to constantly
19 try to keep you off and keep you in the corner and, you know, be
20 a little bit dismissive. I know the officer talking today,
21 earlier, he said something to the effect of -- you're asking
22 about the Elledge murder. I'm not getting into that he said.
23 I'm not going to get into that. Well, maybe -- I might have
24 followed up with that. Well, when can you get into that. Why
25 can't you get into that? I know it's pending. Can you not -- I

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1 mean, we need to talk behind closed then. How about that?
2 Right? Maybe we have an agreement that's going to be protective
3 of what is discussed. But don't let them just back you off like
4 that. Well, I'm not going to get into that. I'm not going to
5 get into this. You hold them accountable. Right? So hold them
6 accountable for everything and push until you get pushback to
7 someone above you says you can't.

8 Don't ever take their word for, well, you can't
9 have this or you can't have that. Because you were created -- a
10 lot of people labored hard for this. I mean, this was a long,
11 laborious process.

12 MS. DUNCAN: Over three years.

13 MR. DAVID SMITH: Yeah. Over three years. It
14 was a long process. Keep at them and don't let them, you know,
15 whittle you down and just kind of push you off or condescend to
16 you. Right? If you want information, go after it.

17 MS. WILLIAMS: And I know I can speak for
18 myself, Mr. Smith, I needed this reminder from you.

19 MR. DAVID SMITH: Yeah. I appreciate you and I
20 appreciate the tough questions you're asking. But go after
21 them. That is what you are here for. I mean, you were created
22 really for such a time as this. You were created for this time,
23 to go after them and go after them hard. Over the years I have
24 kind of watched. It's kind of like the waves on sand, kind of
25 slowly -- little policy here; a little policy there. And it's

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1 kind of like well who's really in control and who gets to
2 determine what information they can give and how they do it.
3 And they want to do more of this time type of thing; more of
4 that type of thing. If you want information, you go get it.
5 You don't stop. Fight them. It's a fight. I mean, it's
6 adversarial. It's going to be a fight, but that is okay.
7 That's good. Fight with them. Ask tough questions. If they're
8 not giving you what you want, get the information. I mean,
9 that's what you're here for. Think about all the things that
10 are going on right now, you really are the ones that have the
11 most power to deal with it. These groups are doing everything,
12 that's fantastic. You want that. You want groups involved and
13 proposing things, but you really have the power to do this. You
14 have the tools. You're probably the most powerful group in the
15 city that can get results, so be aggressive with them. I know
16 they can be condescending and, you know, tell you what you can
17 and can't do and what you can't have access to, get access to
18 it. Keep at them until you get it. Right?

19 MS. WILLIAMS: Thank you.

20 MS. DUNCAN: I have a quick question if I could.
21 The NACOLE conference that they attend every year, do they
22 report back to you what they've learned during the presentation
23 and share? Is there any exchange between -- we talked about.

24 MS. GROVER: We talk about what's learned at the
25 meetings.

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1 MS. DUNCAN: I meant the police officers.

2 MS. GROVER: They don't necessarily go to those.

3 MR. SMITH: Yeah. NACOLE is for us.

4 MS. DUNCAN: All right.

5 MS. WIBBENMEYER: Now, in the past some police
6 members have attended NACOLE conferences in the past.

7 MS. DUNCAN: I was going to say, thought I
8 remembered from way back when is initially they really wanted to
9 go and get in some cases.

10 MS. WIBBENMEYER: Right.

11 MS. DUNCAN: And so if that happens, I mean, if
12 they are going to a national conference about how to be better
13 officers and a better department, I mean, that's going to
14 increase trust and transparency for them to come back from any
15 training for that matter. I mean, whether it is this foot
16 pursuit training or quite frankly, in my opinion, I think there
17 needs to be a lot more mental health training for officers
18 because you have mental illness super ramped up in violation
19 right now. And so that's important too. But whenever training
20 is happening or a conference is happening, I feel like you all
21 have the right to say when you come to the next meeting could
22 you do a 10- or 15-minute presentation or discussion about what
23 you took from the conference or what training you have taken
24 lately or just to keep that exchange going so that you all can
25 have confidence that the training is ongoing and that is

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1 substantive and you can keep track of that.

2 It's -- I mean, it's just a general suggestion.

3 MR. FISHER: Good point.

4 MS. GOMEZ: They have a training officer. I'm
5 sure we could get him to come here.

6 MS. WIBBENMEYER: He has come before and you
7 just haven't been having very many meetings. And with COVID we
8 have been trying not to, you know --

9 MS. DUNCAN: I mean, training is supposed to be
10 you learn something new and you take back and get better. Then
11 that should be visible in the community. If you get better at
12 something, the community is going to start saying, I've noticed
13 a change in the approach or tactics or whatever it may be. You
14 should see a difference in the behavior and ultimately a better
15 overall community outcome, if the training is taking place.
16 Eventually you should see the fruits of that.

17 MS. GOMEZ: I would be curious to know about
18 their mental health training, how many hours and what that is
19 like. Especially because -- you're right. Especially during
20 the pandemic, things have gotten a lot harder mental health
21 wise.

22 MS. DUNCAN: It is scarier in general. Because
23 I mean, whether you're talking about homeless population or any
24 other population, when a officer has to approach a citizen, you
25 don't -- you know, you don't know -- the officer doesn't know

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1 that individual any more than we would or we know each other as
2 strangers when we meet on the street. You know, you have to be
3 able to assess quickly whether or not you are dealing with
4 someone that may have a mental illness. Unfortunately, you
5 know, most statistics across the country many people with a
6 mental illness have been killed or choked out, shot, or whatever
7 because the officer had no way of knowing that, you know, the
8 person had a mental health challenge or a mental illness. I
9 just couldn't believe that that wouldn't be -- and it may be.
10 It may be. I could be ignorant about it. Seems like that would
11 be a really strong ongoing training component.

12 MS. GOMEZ: Thank you.

13 MS. DUNCAN: Thank you. And thank you for all
14 that you do. This meeting was way better than what I was
15 expecting. I mean, as good as a mask meeting could be. Right?

16 MS. GOMEZ: When we ask for information from the
17 police, it has to be as a board or --

18 MS. WIBBENMEYER: The preferred method is as a
19 board requesting the information, so you pass a motion
20 requesting the information because then it's treated as an
21 official act of the board, that they then have to respond to.
22 If you as an individual, say, send an email to me saying I would
23 like this information, then as an individual it's treated as a
24 Sunshine request and we have to respond within the time period
25 set forth in Sunshine. So that distinction was built in place

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1 very early on because we had some board members who were making
2 individual requests outside of the meeting and they didn't know
3 whether they were supposed to charge for it or not. If the
4 Board takes action there's no charge like that might be incurred
5 under an individual Sunshine requests.

6 MS. GOMEZ: Okay. Yeah. I know I have been
7 asking for a lot of information, but I do think that's sort of
8 the only way that, you know, we go about figuring out solutions.
9 And following up on a couple of things, too, just a quick
10 question. The -- I have one more question about the traffic
11 stop group. What power do they have?

12 MS. WIBBENMEYER: I actually don't know very
13 much about the traffic stop group other than that group and the
14 policy group started meeting, I think, at the request of the
15 police chief. But I haven't been to any of the meetings or
16 really been involved in it other than Don Love I know will send
17 emails every now and again with an update that I forward out to
18 the Board. I think of one of them is on the city calendar. I
19 can't remember which group, but early on when they started it
20 one of those two groups, the meeting was set at the same date
21 and the same time as the review board meeting and that's when I
22 had a discussion with the police to say, you know, members of
23 the Board might want to be at that meeting and members of the
24 public might want to be at both, so they should not schedule
25 them at the same time.

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1 I'm not sure whether it's the citizen driven or
2 police department driven, but I do know that, because Don Love
3 sends all those things in, I know they've done a lot of data
4 analysis and that's why I think that is a good approach to look
5 at --

6 MS. GOMEZ: As to getting information. Okay.

7 MS. WIBBENMEYER: Not to try to dissuade you
8 from your question, but in response to the people who are
9 involved in starting this, David Tyson Smith mentioned about the
10 reports about how race played a factor in -- how internal
11 affairs case is concluded during a period of time. Part of that
12 and their efforts -- I'll just remind you that in 21-49 of your
13 duties there are some of those duties that are specifically
14 directed at getting at that issue, including your ability to
15 audit and review records of the police department for compliance
16 with requirements for the article.

17 And also the requirement for the annual report
18 where you are to submit an analysis on citizen complaints
19 including demographic data on complaints, complaint disposition,
20 investigative findings, and disciplinary actions. So I know at
21 one point -- once again, I know -- I know you probably hate when
22 say the history -- I know at one point the Board sent a couple
23 representatives over to audit the internal affairs files and the
24 Board even developed a process whereby they would go and look at
25 those files that hadn't been appealed to them after the time for

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1 appeal had elapsed. So that they wouldn't get information about
2 a case that would come before them, but they would wait and then
3 they would go back and they would look sure that they thought
4 that was an appropriate disposition.

5 And then what they would also do is if they had
6 questions, like, why was this decided this way, what was the
7 rationale with that? They would then let the internal affairs
8 representative know who would then come prepared and would tell
9 me whether it'd have to be an open or closed session based upon
10 the nature of the complaint. And then they can ask those
11 questions about those specific cases even though they didn't
12 necessarily come on appeal, which was a fairly significant
13 change from the early days of the Board.

14 Also fairly significant change from the early
15 days of the Board and related to what Mr. Smith said about the
16 power of the Board, because of the way they designed this, this
17 is a more open board than probably most in the country. They
18 created the requirements for open session with very narrow
19 opportunities for closure. They made sure that you all could
20 get access to all of the police department records related to a
21 complaint and the investigation of a complaint. And while there
22 may have been a little friction early on about getting those --
23 the access to the complete files, you all are now seeing that
24 and it's much more seamless than it ever was in the past. So
25 well done to the three of you for all your work on that.

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1 But you will want to consider whether at some
2 point you want to start doing audits of those things because I
3 know the Board has been addressing the policies and looking
4 systemically at the policies. But I don't know that you have
5 done the audit approach in a while.

6 MS. GOMEZ: Thank you.

7 MS. WILLIAMS: I have a question for the young
8 lady in the back with the sign. Can you explain?

9 MS. PHILLIPS: I do not want someone who thinks
10 that the south should have won the Civil War representing --

11 MS. WILLIAMS: Can you come -- can you come up?

12 MS. PHILLIPS: Sure. Hi. My name is Rebecca
13 Phillips. For those of you who did not see my sign, that's what
14 it says (indicating). Brian Tate has a history of making
15 horribly inappropriate comments on social media, horribly racist
16 comments. He said that the -- you know, we wouldn't have a gang
17 violence problem if the south had won the Civil War. That is
18 not someone who should be representing the community, is not
19 someone who should be working for the police department.
20 Certainly, not someone who should be overseeing internal
21 affairs, which he was. I understand he was removed from that
22 position, but that is not enough.

23 MR. PRINGLE: I think that was actually a
24 promotion.

25 MS. PHILLIPS: Does that answer your question?

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1 MS. WILLIAMS: It sure does.

2 MS. WIBBENMEYER: And I forgot to mention this
3 earlier. Sergeant Alpers let me know earlier today that he was
4 unable to make it tonight. He had to go home.

5 MR. FISHER: All right. Any other comments?
6 You care to speak? Sure.

7 MR. SCHULZ: Hi. My name is Benjamin Shultz.
8 I'm actually an engineer by trade. And I found the comments
9 about data to be very interesting. And one because I wanted one
10 of the board members went on to say, You mean that we can get
11 the data and then we can't get at it. And just to put I on the
12 record as a professional, I want to point out number one, there
13 is no technical that a product should ever force you to do that.
14 And what often happens with ladder day software, very often
15 vendors, especially for city governments or other entities that
16 are kind of strapped will, rather than giving up product or a
17 useful service, lock you into a contract that is a perpetual
18 rent extraction so you have to pay them to continue to make
19 their service useful in much of the way we just discussed. It
20 may very well be a budget or procedural, like, obstructions but
21 there's no technical reason that that should be a problem.

22 I was very interested from the perspective of
23 the data and as a member of the public in, like, seeing some of
24 the data myself to the extent that it is legal and possible --
25 when it was -- I was alarmed to hear it was that difficult. And

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1 so I hope the Board will continue to push on that and get
2 answers to the extent that they're able or to the full extent
3 that it is possible. Because there's really no reason that it
4 shouldn't be, provided the records are being kept. Thank you.

5 MR. FISHER: Anyone else from the public? All
6 right. Members of the Board have anything they would like to
7 discuss?

8 MS. WILLIAMS: Thank you for coming.

9 MS. GROVER: I just have a quick comment. The
10 NACOLE conference, it will start at the end of this month. Is
11 that correct?

12 MS. WIBBENMEYER: I think those were the dates.
13 I don't have them in front of me.

14 MS. WILLIAMS: Rose, can you send that
15 information out?

16 MS. GROVER: And then we'll meet -- I mean, some
17 of us may take the courses if we get signed up -- may take the
18 courses before our next meeting. Is that right?

19 MR. FISHER: Uh-huh.

20 MS. GROVER: Or hold off and take them later or
21 something because I think they save the videos and whatever. So
22 maybe we can hold off on total reporting about it
23 until --

24 MR. SMITH: They kind of stage -- it's one a day
25 and if you miss it, then you can --

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1 MS. GROVER: Because I think they were holding
2 it on the -- till like September or something.

3 MR. SMITH: Right. It runs all the way through?

4 MS. GROVER: Yeah. So maybe like next if you --
5 if anyone takes it, let us know which ones should take or which
6 one we should look at if we don't get -- get to see everything
7 right away.

8 MR. FISHER: Yeah. Tell us the good episodes.

9 MS. GROVER: Yes.

10 MS. WIBBENMEYER: Well, on the schedule did have
11 different tracks. So, you know, there like were some on
12 corrections, which may not be as relevant as others. It looks
13 like Monday, July 20th through September 24th.

14 MS. GROVER: Okay.

15 MS. WILLIAMS: Okay.

16 MR. FISHER: All right. Well, with these
17 request for information I figured we can do this now. I'm
18 talking about training. I'd like to make a motion to request
19 CPD's training calendar for the next year.

20 MS. GROVER: Second.

21 MR. FISHER: All right. You ready, Rose?

22 MS. WIBBENMEYER: Was that Catherine?

23 MS. GROVER: Grover. Yes.

24 MR. SMITH: Are you going to call for a
25 vote?

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1 MR. FISHER: Yeah. I was making sure Rose was
2 ready.

3 MS. GROVER: She was given you the eye.

4 MR. FISHER: Was she? All right. Fisher, yes.
5 Grover?

6 MS. GROVER: Yes.

7 MR. FISHER: Pringle?

8 MR. PRINGLE: Yes.

9 MR. FISHER: Smith?

10 MR. SMITH: Yep.

11 MR. FISHER: Williams?

12 MS. WILLIAMS: Yes.

13 MR. FISHER: Gomez?

14 MS. GOMEZ: Yes.

15 MR. FISHER: We're all in agreement. And then
16 one other comment. Just as -- if you remember the Board as an
17 individual speaking with the media, just be sure that you are
18 speaking as an individual, not for the Board, so there is no
19 confusion there. Anything else before we adjourn?

20 Our next meeting is August 12th.

21 Is there a motion to adjourn?

22 MR. SMITH: So moved. Smith.

23 MR. PRINGLE: Second. Travis second.

24 MR. FISHER: All right. Fisher, yes. Grover?

25 MS. GROVER: Yes.

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1 MR. FISHER: Pringle?

2 MR. PRINGLE: Yes.

3 MR. FISHER: Smith?

4 MR. SMITH: Yep.

5 MR. FISHER: Williams?

6 MS. WILLIAMS: Yes.

7 MR. FISHER: Gomez?

8 MS. GOMEZ: Yes.

9 MR. FISHER: We are adjourned.

10 (Off the record.)

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CERTIFICATE OF REPORTER

I, Lisa M. Banks, CCR within and for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing deposition was duly sworn by me; that the testimony of said witness was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this deposition was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.



Lisa M. Banks, CCR No. 1081

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